

# HOUSE JOURNAL

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SEVENTY-FOURTH LEGISLATURE, REGULAR SESSION

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## PROCEEDINGS

THIRTY-SECOND DAY — TUESDAY, MARCH 7, 1995

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 40).

Present — Mr. Speaker; Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddock; Cuellar, H.; Cuellar, R.; Culberson; Danburg; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Dukes; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Ogden; Oliveira; Park; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Willis; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Absent — Williamson; Wilson.

The invocation was offered by Chaplain Jimmy R. Wilson, Medical Center Hospital, Odessa, as follows:

Our Father in heaven, we humbly ask you to hear our prayer. We are advised in your holy scripture to honor, to pray, to be subject to principalities and powers, to obey magistrates, to be prepared for every good work. Within the chambers of this house are the legislators who will direct their energies for the good of citizens of our great state.

We earnestly pray for them that they give attention to the business before them. We have elected men and women of integrity, justice, convictions and principles and morals that God asks of us all.

More than this, however, needed of the leadership in this present world is wisdom to make decisions in the interest of the welfare of the people and state.

Even as this request is being made now, may it be granted by you as these legislators begin the order of business March 7, 1995. In the name of Jesus, I pray. Amen.

## **SIGNED BY THE SPEAKER**

The speaker signed in the presence of the house, after giving due notice thereof, the following enrolled resolutions:

**HCR 56, HCR 103**

**MESSAGE FROM THE SENATE**

Austin, Texas, March 7, 1995

The Honorable Speaker of the House of Representatives  
House Chamber

The Honorable  
Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has passed the following:

**HCR 62** by Sadler (Sponsor-Ratliff), designating March 8 and 9, 1995, as Marshall Days.

Respectfully,  
Betty King  
Secretary of the Senate

**LEAVES OF ABSENCE GRANTED**

The following members were granted leaves of absence for the remainder of today because of subcommittee business:

Greenberg on motion of Gallego.

Ogden on motion of Gallego.

**HR 293 - ADOPTED**

Representative Woolley moved to suspend all necessary rules to take up and consider at this time **HR 293**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Woolley, Culberson, and Nixon,

**HR 293**, Honoring the Magic Circle Republican Women's Club.

The resolution was read and was adopted without objection.

On motion of Representative Culberson, the names of all the members of the house were added to **HR 293** as signers thereof.

**CAPITOL PHYSICIAN**

Speaker Laney presented Dr. Stephen Benold of Georgetown as the "Doctor for the Day."

The house welcomed Dr. Benold and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

**HR 343 - ADOPTED**

Representative Patterson moved to suspend all necessary rules to take up and consider at this time **HR 343**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Patterson,

**HR 343**, Recognizing March 7, 1995, as Cotton Day.

The resolution was read and was adopted without objection.

On motion of Representatives Gutierrez and Finnell, the names of all the members of the house were added to **HR 343** as signers thereof.

#### **HR 340 - ADOPTED**

Representatives Tillery and Reyna moved to suspend all necessary rules to take up and consider at this time **HR 340**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Tillery,

**HR 340**, Extending best wishes to the citizens of Seagoville for an outstanding Seagoville Day.

(Wilson now present)

The resolution was read and was adopted without objection.

#### **HCR 118 - ADOPTED**

Representative B. Hunter moved to suspend all necessary rules to take up and consider at this time **HCR 118**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By B. Hunter, et al.,

**HCR 118**, Commemorating the sesquicentennial of Texas statehood.

The resolution was read and was adopted without objection.

#### **LEAVE OF ABSENCE GRANTED**

The following member was granted leave of absence for the remainder of today because of illness:

Oliveira on motion of Craddick.

#### **HR 192 - ADOPTED**

Representative Delisi moved to suspend all necessary rules to take up and consider at this time **HR 192**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Delisi,

**HR 192**, Honoring the University of Mary Hardin-Baylor on the occasion of its sesquicentennial.

The resolution was read and was adopted without objection.

**HR 210 - ADOPTED**

Representative Counts moved to suspend all necessary rules to take up and consider at this time **HR 210**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Counts, Junell, B. Turner, Cook, and B. Hunter,

**HR 210**, Honoring the Texas Midwest Community Network.

The resolution was read and was adopted without objection.

**HR 261 - ADOPTED**

Representative Pitts moved to suspend all necessary rules to take up and consider at this time **HR 261**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Pitts,

**HR 261**, Congratulating Waylon and Billie Holland on their 50th wedding anniversary.

The resolution was adopted without objection.

**HR 345 - ADOPTED**

Representative Craddick moved to suspend all necessary rules to take up and consider at this time **HR 345**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Craddick,

**HR 345**, Congratulating Jennie Cox Teele on her 100th birthday.

The resolution was adopted without objection.

**HR 155 - ADOPTED**

Representative West moved to suspend all necessary rules to take up and consider at this time **HR 155**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By West,

**HR 155**, In memory of Jason E. Hardesty.

The resolution was read and was unanimously adopted by a rising vote.

On motion of Representative Hill, the names of all the members of the house were added to **HR 155** as signers thereof.

### **PROVIDING FOR A CONGRATULATORY AND MEMORIAL CALENDAR**

Representative Edwards moved to suspend all necessary rules to set a congratulatory and memorial calendar for 10 a.m. Thursday, March 9.

The motion prevailed without objection.

### **HOUSE BILLS ON FIRST READING**

The following house bills were today laid before the house, read first time, and referred to committees:

By Pitts,

**HB 2001**, A bill to be entitled An Act relating to the effects of certain determinations made by the comptroller in an annual ratio study of an appraisal district.

To Committee on Ways and Means.

By D. Jones,

**HB 2002**, A bill to be entitled An Act relating to the composition of certain state representative districts.

To Committee on Redistricting.

By D. Jones,

**HB 2003**, A bill to be entitled An Act relating to the composition of certain state representative districts.

To Committee on Redistricting.

By D. Jones,

**HB 2004**, A bill to be entitled An Act relating to the composition of certain state representative districts.

To Committee on Redistricting.

By Yarbrough,

**HB 2005**, A bill to be entitled An Act relating to the ability of a justice court or municipal court to impose certain punishments for an offense committed by a minor that involves alcoholic beverages.

To Committee on Licensing and Administrative Procedures.

By H. Cuellar,

**HB 2006**, A bill to be entitled An Act relating to offenses involving the practice of immigration law and providing services to a person seeking immigration or naturalization.

To Committee on Criminal Jurisprudence.

By Clemons,

**HB 2007**, A bill to be entitled An Act relating to the appraisal for ad valorem tax purposes of inventory consisting of certain trailers and semitrailers.

To Committee on Ways and Means.

By Clemons,

**HB 2008**, A bill to be entitled An Act relating to credit in the Texas County and District Retirement System for service as a prosecuting attorney.

To Committee on Pensions and Investments.

By D. Jones,

**HB 2009**, A bill to be entitled An Act relating to the composition of certain state representative districts.

To Committee on Redistricting.

By Johnson,

**HB 2010**, A bill to be entitled An Act relating to student absences from public school resulting from participation in cocurricular activities.

To Committee on Public Education.

By Johnson,

**HB 2011**, A bill to be entitled An Act relating to the compensation of certain school district employees.

To Committee on Public Education.

By B. Turner,

**HB 2012**, A bill to be entitled An Act relating to the confidentiality of certain information collected by the Parks and Wildlife Department.

To Committee on State Recreational Resources.

By Haggerty,

**HB 2013**, A bill to be entitled An Act relating to ad valorem taxation and to the appraisal of property for ad valorem tax purposes.

To Committee on Ways and Means.

By Haggerty,

**HB 2014**, A bill to be entitled An Act relating to the tuition and fees charged to certain nonresident students holding athletic scholarships at general academic teaching institutions.

To Committee on Higher Education.

By Talton,

**HB 2015**, A bill to be entitled An Act relating to statutory changes to obtain delegation to Texas of the National Pollutant Discharge Elimination System.

To Committee on Natural Resources.

By Rodriguez and Naishtat,

**HB 2016**, A bill to be entitled An Act relating to school social workers and to social services provided by public schools.

To Committee on Public Education.

By Harris,

**HB 2017**, A bill to be entitled An Act relating to the development of a health care delivery system under the state Medicaid program that results in cost savings to the state.

To Committee on Public Health.

By Willis, et al.,

**HB 2018**, A bill to be entitled An Act relating to solicitations for veterans organizations.

To Committee on State Affairs.

By Swinford,

**HB 2019**, A bill to be entitled An Act relating to a contract for the provision of certain services transported or provided by a telecommunications utility.

To Committee on State Affairs.

By Swinford,

**HB 2020**, A bill to be entitled An Act relating to the salary of a judge of a county court at law in Potter County.

To Committee on County Affairs.

By Berlanga,

**HB 2021**, A bill to be entitled An Act relating to the certification of certain health organizations to contract with or employ certain health practitioners.

To Committee on Public Health.

By Berlanga,

**HB 2022**, A bill to be entitled An Act relating to the construction of laboratory and office facilities for the Texas Department of Health; granting authority to issue a bond.

To Committee on Appropriations.

By Moffat,

**HB 2023**, A bill to be entitled An Act relating to illegal fireworks and certain offenses relating to fireworks.

To Committee on State Affairs.

By Madden,

**HB 2024**, A bill to be entitled An Act relating to procedures for electing a precinct or county chairman of a political party.

To Committee on Elections.

By Park,

**HB 2025**, A bill to be entitled An Act relating to voter approval of the imposition or increase of a state or local tax.

To Committee on State Affairs.

By Park,

**HB 2026**, A bill to be entitled An Act relating to expulsion of certain students from public schools.

To Committee on Juvenile Justice and Family Issues.

By Yarbrough,

**HB 2027**, A bill to be entitled An Act relating to the regulation of tanning facilities; providing civil and administrative penalties.

To Committee on Public Health.

By Naishtat,

**HB 2028**, A bill to be entitled An Act relating to the conduct of masters appointed to preside over certain mental health hearings.

To Committee on Judicial Affairs.

By Naishtat,

**HB 2029**, A bill to be entitled An Act relating to guardianships and incapacitated persons.

To Committee on Civil Practices.

By Raymond,

**HB 2030**, A bill to be entitled An Act relating to the ability of a county to recover the cost of furnishing fire protection if a fire is negligently, recklessly, or intentionally set.

To Committee on County Affairs.

By Kubiak, G. Lewis, Price, B. Hunter, et al.,

**HB 2031**, A bill to be entitled An Act relating to a Buffalo Soldier Heritage pilot program for at-risk youth.

To Committee on Juvenile Justice and Family Issues.

By Uher,

**HB 2032**, A bill to be entitled An Act relating to the administration of medical and dental units of public institutions of higher education.

To Committee on State Affairs.

By Hamric,

**HB 2033**, A bill to be entitled An Act relating to the tax rate for rural fire prevention districts.

To Committee on Ways and Means.

By Hamric,

**HB 2034**, A bill to be entitled An Act relating to the disbursement of emergency services district funds.

To Committee on County Affairs.

By Hamric,

**HB 2035**, A bill to be entitled An Act relating to suspension or revocation of a driver's license of a juvenile.

To Committee on Public Safety.

By Brady,

**HB 2036**, A bill to be entitled An Act relating to a payroll deduction by a county employee for a charitable purpose.

To Committee on County Affairs.

By Brady,

**HB 2037**, A bill to be entitled An Act relating to the creation of the offense of indecency with a disabled individual.

To Committee on Criminal Jurisprudence.

By Brady,

**HB 2038**, A bill to be entitled An Act relating to the authority to dissolve the Oak Ridge Municipal Utility District and the assumption of its assets and obligations by a municipality.

To Committee on Natural Resources.



By Cook,

**HB 2039**, A bill to be entitled An Act relating to plugging notices of the railroad commission.

To Committee on Energy Resources.

By Coleman, Uher, et al.,

**HB 2040**, A bill to be entitled An Act relating to coverage of serious mental illness under certain group health insurance programs.

To Committee on Insurance.

By Maxey,

**HB 2041**, A bill to be entitled An Act relating to the application of the state's nepotism prohibitions to certain unmarried individuals who reside together.

To Committee on State Affairs.

By Hochberg,

**HB 2042**, A bill to be entitled An Act relating to civil remedies for certain nuisances.

To Committee on Civil Practices.

By Solomons, Craddick, et al.,

**HB 2043**, A bill to be entitled An Act relating to the computation of net taxable earned surplus of an S corporation.

To Committee on Ways and Means.

By Price,

**HB 2044**, A bill to be entitled An Act relating to the use of certain instrumentation in the performance of a polygraph examination.

To Committee on Public Safety.

By Price,

**HB 2045**, A bill to be entitled An Act relating to the remote electronic inspection of business documents in the custody of certain pawnshops.

To Committee on Financial Institutions.

By Zbranek,

**HB 2046**, A bill to be entitled An Act relating to the qualifications of a district court judge.

To Committee on Judicial Affairs.

By Talton,

**HB 2047**, A bill to be entitled An Act relating to the admissibility of evidence in criminal cases.

To Committee on Criminal Jurisprudence.

### INTRODUCTION OF GUEST

The speaker recognized Representative Van de Putte, who introduced the Honorable Martha Alexander, state representative from Charlotte, North Carolina.

### HOUSE BILLS ON FIRST READING - (continued)

By Talton,

**HB 2048**, A bill to be entitled An Act relating to the affidavit on campaign and officeholder reports.

To Committee on State Affairs.

By Jackson and Gray,

**HB 2049**, A bill to be entitled An Act relating to the assessment of civil penalties by the Gulf Coast Waste Disposal Authority.

To Committee on Environmental Regulation.

By Jackson and Gray,

**HB 2050**, A bill to be entitled An Act relating to the compensation of the directors of the Gulf Coast Waste Disposal Authority.

To Committee on Environmental Regulation.

By Alexander,

**HB 2051**, A bill to be entitled An Act relating to certain special stops required of motor vehicles at railroad crossings.

To Committee on Transportation.

By Jackson,

**HB 2052**, A bill to be entitled An Act relating to the regulation of the use and installation of certain fire detection devices and fire alarms.

To Committee on Urban Affairs.

By Price,

**HB 2053**, A bill to be entitled An Act relating to the identification of a motor vehicle that is issued exempt license plates.

To Committee on Transportation.

By Averitt,

**HB 2054**, A bill to be entitled An Act relating to the preservation of property rights in condemnation proceedings and uniformity in assessment of market value.

To Committee on Land and Resource Management.

By Siebert,

**HB 2055**, A bill to be entitled An Act relating to licensing of certain persons as peace officers.

To Committee on Public Safety.

By Dutton,

**HB 2056**, A bill to be entitled An Act relating to requiring certain child support obligees to file a monthly income and expense statement.

To Committee on Juvenile Justice and Family Issues.

By Dutton,

**HB 2057**, A bill to be entitled An Act relating to the authority of law enforcement personnel employed by certain mass transit authorities to enforce traffic laws.

To Committee on Urban Affairs.

By Dutton,

**HB 2058**, A bill to be entitled An Act relating to the regulation of video draw poker; imposing a tax; providing civil and criminal penalties.

To Committee on Licensing and Administrative Procedures.

By Greenberg, et al.,

**HB 2059**, A bill to be entitled An Act relating to the requirement of family violence batterers treatment as a condition of personal bond.

To Committee on Criminal Jurisprudence.

By Eiland and Gray,

**HB 2060**, A bill to be entitled An Act relating to allocation and use of state and municipal hotel occupancy taxes.

To Committee on Ways and Means.

By Eiland,

**HB 2061**, A bill to be entitled An Act relating to the qualifications for jury service.

To Committee on Judicial Affairs.

By Alvarado, et al.,

**HB 2062**, A bill to be entitled An Act relating to the conversion to an elected board of certain mass transit authorities.

To Committee on Urban Affairs.

By Nixon,

**HB 2063**, A bill to be entitled An Act relating to the location of certain events sanctioned or conducted by the University Interscholastic League.

To Committee on Public Education.

By Nixon,

**HB 2064**, A bill to be entitled An Act relating to holding an election in each county on whether sexually oriented businesses should be allowed to operate in the county.

To Committee on County Affairs.

By Oliveira, et al.,

**HB 2065**, A bill to be entitled An Act relating to enterprise zones.

To Committee on Economic Development.

By Harris,

**HB 2066**, A bill to be entitled An Act relating to enrollment in courses and programs at the University of Houston-Clear Lake and the University of Houston-Victoria.

To Committee on Higher Education.

By Hirschi, et al.,

**HB 2067**, A bill to be entitled An Act relating to the issuance of bonds by Midwestern State University.

To Committee on Higher Education.

By Hirschi, Finnell, et al.,

**HB 2068**, A bill to be entitled An Act relating to tuition paid by air force personnel for certain courses at Midwestern State University.

To Committee on Higher Education.

By Hill,

**HB 2069**, A bill to be entitled An Act relating to the disannexation of certain land by a municipality.

To Committee on Land and Resource Management.

By Hill,

**HB 2070**, A bill to be entitled An Act relating to the regulation of holders of private club registration permits.

To Committee on Licensing and Administrative Procedures.

By G. Lewis, et al.,

**HB 2071**, A bill to be entitled An Act relating to objection to a visiting judge.

To Committee on Judicial Affairs.

By De La Garza,

**HB 2072**, A bill to be entitled An Act relating to the licensing and regulation of public adjusters; providing criminal penalties.

To Committee on Insurance.

By S. Turner,

**HB 2073**, A bill to be entitled An Act relating to the disposition of interest received from investments of certain funds and accounts.

To Committee on Appropriations.

By Brimer,

**HB 2074**, A bill to be entitled An Act relating to immunity from liability for providing or obtaining certain information regarding law enforcement officers or applicants for employment as law enforcement officers.

To Committee on State Affairs.

By Brimer,

**HB 2075**, A bill to be entitled An Act relating to certain elevators, escalators, and related equipment in industrial facilities.

To Committee on Licensing and Administrative Procedures.

By Mowery,

**HB 2076**, A bill to be entitled An Act relating to the minimum salary of a classroom teacher in public schools.

To Committee on Appropriations.

By Patterson and Ramsay,

**HB 2077**, A bill to be entitled An Act relating to the abandonment of the line of a railroad located in this state.

To Committee on Transportation.

By Puente,

**HB 2078**, A bill to be entitled An Act relating to the sale or lease of property by municipalities, counties, or other political subdivisions.

To Committee on County Affairs.

By Brimer,

**HB 2079**, A bill to be entitled An Act relating to the eligibility of a defendant placed on community supervision, including deferred adjudication community supervision, to appeal a conviction.

To Committee on Criminal Jurisprudence.

By Alvarado,

**HB 2080**, A bill to be entitled An Act relating to creation of an offense involving presence of a minor on premises covered by certain alcoholic beverage permits or licenses.

To Committee on Licensing and Administrative Procedures.

### HOUSE JOINT RESOLUTION ON FIRST READING

The following house joint resolution was today laid before the house, read first time, and referred to committee:

By Hamric,

**HJR 88**, A joint resolution proposing a constitutional amendment to authorize an increase in the tax rate limit for rural fire prevention districts.

To Committee on Ways and Means.

### RESOLUTIONS REFERRED TO COMMITTEES

The following resolutions were laid before the house and referred to committees:

By Brimer,

**HCR 117**, Designating April 21-29, 1995, and April 21-29, 1996, as National Science and Technology Weeks in Texas.

To Committee on Rules and Resolutions.

By Saunders, et al.,

**HCR 119**, In memory of Ludora "Ludie" Perl Langston Kuempel.

To Committee on Rules and Resolutions.

By Giddings,

**HR 330**, Encouraging Texas banks and other lending institutions to grant more loans to small, growth-oriented enterprises in their communities.

To Committee on Financial Institutions.

By Black,

**HR 335**, Honoring the Texas Agricultural Lifetime Leadership class.

To Committee on Rules and Resolutions.

By Black,

**HR 336**, Commending Dolph Briscoe for his contributions to Texas agriculture.

To Committee on Rules and Resolutions.

By Conley,

**HR 338**, Congratulating Roby and Nathaniel Sanders on their 50th wedding anniversary.

To Committee on Rules and Resolutions.

By Hudson,

**HR 341**, Commending the heroism of Logan Johnson.

To Committee on Rules and Resolutions.

### SENATE BILLS ON FIRST READING

The following senate bills were today laid before the house, read first time, and referred to committees:

**SB 361** to Committee on Natural Resources.

**SB 451** to Committee on Financial Institutions.

**SB 488** to Committee on Business and Industry.

**SB 490** to Committee on Insurance.

**SB 563** to Committee on Urban Affairs.

**SB 577** to Committee on Juvenile Justice and Family Issues.

### **RESOLUTION REFERRED TO COMMITTEE**

The following resolution was laid before the house and referred to committee:

**SCR 77**, Commending Dr. James M. Brunette for his worthy accomplishments.

To Committee on Rules and Resolutions.

### **SB 4 ON THIRD READING (Junell - House Sponsor)**

The speaker laid before the house, on its third reading and final passage,

**SB 4**, A bill to be entitled An Act relating to the issuance of general obligation bonds for projects relating to corrections institutions and to an emergency appropriation to the Texas Department of Criminal Justice for acquiring, constructing, and equipping corrections institutions.

A record vote was requested.

The bill was read third time and was passed by (Record 41): 142 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Park; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Greenberg; Ogden; Oliveira.

Absent — Danburg; Dukes; Hudson; Williamson.

The speaker stated that **SB 4** was passed subject to the provisions of Article III, Section 49a, of the Texas Constitution.

**STATEMENT OF VOTE**

When Record No. 41 was taken, I was temporarily out of the house chamber. I would have voted yes.

Dukes

**HB 856 ON THIRD READING**

The speaker laid before the house, on its third reading and final passage,

**HB 856**, A bill to be entitled An Act relating to the scope of practice of a dentist performing oral and maxillofacial surgery.

A record vote was requested.

The bill was read third time and was passed by (Record 42): 141 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alonzo; Alvarado; Averitt; Bailey; Berlanga; Black; Bosse; Brady; Brimer; Carona; Carter; Chisum; Clemons; Coleman; Combs; Conley; Cook; Corte; Counts; Crabb; Craddick; Cuellar, H.; Cuellar, R.; Culberson; Davila; Davis; De La Garza; Dear; Delisi; Denny; Driver; Duncan; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Fennell; Gallego; Giddings; Glaze; Goodman; Goolsby; Gray; Grusendorf; Gutierrez; Haggerty; Hamric; Harris; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hirschi; Hochberg; Holzheuser; Horn; Howard; Hudson; Hunter, B.; Hunter, T.; Jackson; Janek; Johnson; Jones, D.; Jones, J.; Junell; Kamel; King; Krusee; Kubiak; Kuempel; Lewis, G.; Luna; Madden; Marchant; Maxey; McCall; McCoulskey; McDonald; Moffat; Moreno; Mowery; Munoz; Naishtat; Nixon; Oakley; Park; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna; Rhodes; Rodriguez; Romo; Rusling; Sadler; Saunders; Seidlits; Serna; Shields; Siebert; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Willis; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Yost; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Greenberg; Ogden; Oliveira.

Absent — Danburg; Dukes; Lewis, R.; Longoria; Williamson.

**STATEMENT OF VOTE**

When Record No. 42 was taken, I was in the house but away from my desk. I would have voted yes.

Dukes

**HB 2 ON THIRD READING**

The speaker laid before the house, on its third reading and final passage,

**HB 2**, A bill to be entitled An Act relating to restrictions on contributions to legislative caucuses during regular sessions of the legislature and to reporting requirements concerning caucus contributions and expenditures; providing penalties.

The bill was read third time and was passed.

### **RULES SUSPENDED**

Representative Sadler moved to suspend the 5-day posting rule to allow the Committee on Public Education to consider **HB 1721**, **HB 1739**, and **HB 1746**.

The motion prevailed without objection.

### **COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Public Education, 2 p.m. today, to consider **HB 1721**, **HB 1739**, and **HB 1746**.

### **HR 297 - ADOPTED**

Representative Thompson moved to suspend all necessary rules to take up and consider at this time **HR 297**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

By Thompson, Danburg, et al.,

**HR 297**, Commending George Foreman.

The resolution was read and was adopted without objection.

On motion of Representative Sadler, the names of all the members of the house were added to **HR 297** as signers thereof.

### **INTRODUCTION OF GUESTS**

The speaker recognized Representative Dutton, who introduced George Foreman, professional boxer and holder of the world heavyweight title, his wife, Joan, and family.

Mr. Foreman addressed the house briefly.

The speaker presented Mr. Foreman with a gavel.

### **COMMITTEE MEETING ANNOUNCEMENT**

The following committee meeting was announced:

Civil Practices, Subcommittee on **HB 505**, on adjournment today, Desk 106, to consider **CSHB 505**.

### **STATEMENTS OF VOTE**

When Record No. 39 was taken, I was absent because of inclement weather. Had I been present, I would have voted yes.

Gutierrez

When the house voted on passage to engrossment of **HB 2**, I was absent because of important business in the district. Had I been present, I would have voted yes.

Luna



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**ADJOURNMENT**

Representative Kubiak moved that the house adjourn until 10 a.m. tomorrow.

The motion prevailed without objection.

The house accordingly, at 11:14 a.m., adjourned until 10 a.m. tomorrow.

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**APPENDIX**

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**STANDING COMMITTEE REPORTS**

Favorable reports have been filed by committees as follows:

Agriculture and Livestock - **HB 1480**

Civil Practices - **HB 677**

County Affairs - **HB 27, HB 305, HB 1207, SB 387**

Economic Development - **HB 1028, HB 1031**

Licensing and Administrative Procedures - **SB 414**

Public Health - **HB 721**

**ENROLLED**

March 7 - **HCR 56, HCR 103**

**SENT TO THE GOVERNOR**

March 6 - **HCR 60, HCR 111**

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